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Office of the United States Attorney
District of Nevada
Lloyd D. George Federal Courthouse
333 Las Vegas Boulevard South, Suite 5000
Las Vegas, NV 89101
(702) 388-6336

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6 **UNITED STATES DISTRICT COURT**

7 **DISTRICT OF NEVADA**

8 UNITED STATES OF AMERICA,)
9 Plaintiff,)
10 v.) 2:14-CR-015-JCM-(VCF)
11 JOHN DOE,)
12 Defendant.)

13 **PRELIMINARY ORDER OF FORFEITURE**

14 This Court finds that on or about January 22, 2014, defendant JOHN DOE pled guilty to
15 Count One of a One-Count Criminal Information charging him with Conspiracy to: Commit Wire
16 Fraud in violation of Title 18, United States Code, Section 1343; make false statements under the
17 Clean Air Act in violation of Title 42, United States Code, Section 7413(c)(2)(A); and Launder
18 Monetary Instruments in violation of Title 18, United States Code, Section 1956; all in violation of
19 Title 18, United States Code, Section 371. Information, ECF No. __; Change of Plea, ECF No. __;
20 Plea Memorandum, ECF No. __.

21 This Court finds defendant JOHN DOE agreed to the forfeiture of the property set forth in the
22 Plea Memorandum and the Forfeiture Allegation of the Criminal Information. Information, ECF No.
23 __; Change of Plea, ECF No. __; Plea Memorandum, ECF No. __.

24 This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), the United States of America
25 has shown the requisite nexus between property set forth in the Plea Memorandum and the Forfeiture
26 Allegation of the Criminal Information and the offense to which defendant JOHN DOE pled guilty.

1 The following assets are subject to forfeiture pursuant to Title 18, United States Code, Section
2 981(a)(1)(C) and Title 28, United States Code, Section 2461(c); Title 18, United States Code, Section
3 982(a)(1); and Title 21, United States Code, Section 853(p):

- 4 1. Cash in the amount of \$42,000;
- 5 2. 2007 Hummer H2, bearing Nevada tag 953 YZT, VIN 5GRGN23U77H100987;
- 6 3. Real Property located at 322 Karen Avenue, #1801, Las Vegas, NV Clark County
7 parcel number 162-10-114-121, including all structures, appurtenances, and
8 improvements thereon;
- 9 4. Contents of Bank of Montreal Account No. 3970448;
- 10 5. Contents of Bank of Montreal Account No. 4781218;
- 11 6. Contents of American First Credit Union Account No. 27844083-1; and
- 12 7. Contents of any other foreign or domestic bank account involved in the offense and
13 any property traceable to such property

14 (all of which constitutes "property").

15 This Court finds the United States of America is now entitled to, and should, reduce the
16 aforementioned property to the possession of the United States of America.

17 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the
18 United States of America should seize the aforementioned property.

19 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all right, title, and interest of
20 JOHN DOE in the aforementioned property is forfeited and is vested in the United States of America
21 and shall be safely held by the United States of America until further order of the Court.

22 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States of America
23 shall publish for at least thirty (30) consecutive days on the official internet government forfeiture
24 website, www.forfeiture.gov, notice of this Order, which shall describe the forfeited property, state the
25 time under the applicable statute when a petition contesting the forfeiture must be filed, and state the
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1 name and contact information for the government attorney to be served with the petition, pursuant to
2 Fed. R. Crim. P. 32.2(b)(6) and Title 21, United States Code, Section 853(n)(2).

3 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any individual or entity
4 who claims an interest in the aforementioned property must file a petition for a hearing to adjudicate
5 the validity of the petitioner's alleged interest in the property, which petition shall be signed by the
6 petitioner under penalty of perjury pursuant to Title 21, United States Code, Section 853(n)(3) and
7 Title 28, United States Code, Section 1746, and shall set forth the nature and extent of the petitioner's
8 right, title, or interest in the forfeited property and any additional facts supporting the petitioner's
9 petition and the relief sought.

10 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any, must be filed
11 with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas, Nevada 89101, no later than
12 thirty (30) days after the notice is sent or, if direct notice was not sent, no later than sixty (60) days
13 after the first day of the publication on the official internet government forfeiture site,
14 www.forfeiture.gov.

15 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the petition, if any,
16 shall be served upon the Asset Forfeiture Attorney of the United States Attorney's Office at the
17 following address at the time of filing:

18 Daniel D. Hollingsworth
19 Assistant United States Attorney
20 Lloyd D. George United States Courthouse
333 Las Vegas Boulevard South, Suite 5000
Las Vegas, Nevada 89101.

21 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice described herein
22 need not be published in the event a Declaration of Forfeiture is issued by the appropriate agency
23 following publication of notice of seizure and intent to administratively forfeit the above-described
24 property.

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1 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Clerk's Office will
2 provide a three certified copies of this Order to the United States Attorney's Office, Daniel D.
3 Hollingsworth, Assistant United States Attorney.

4 DATED March 13, 2014.

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7 *James C. Mahan*
8 UNITED STATES DISTRICT JUDGE
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